

Presented to the Court by the foreman of the
Grand Jury in open Court, in the presence of
the Grand Jury and FILED in the U.S.
DISTRICT COURT at Seattle, Washington.

August 3 2017
WILLIAM M. McCOOL, Clerk
By [Signature] Deputy

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CR17-190 RSL

UNITED STATES OF AMERICA,)	CASE NO.
)	
Plaintiff,)	INDICTMENT
)	
v.)	
)	
RIBEIRO TRELHA GUSTAVO,)	
a/k/a Matos Fontinele,)	
)	
Defendant.)	

The Grand Jury charges that:

COUNT 1
(Access Device Fraud)

On or about April 27, 2017, in King County, within the Western District of Washington, defendant RIBEIRO TRELHA GUSTAVO knowingly, and with intent to defraud, possessed at least fifteen or more unauthorized and counterfeit access devices as defined in Title 18, United States Code, Section 1029(e), said possession affecting interstate and foreign commerce because, among other things, some of the unauthorized and counterfeit access devices related to accounts maintained by financial institutions

INDICTMENT / GUSTAVO - 1

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1 located outside Washington State, and some of those unauthorized and counterfeit
2 access devices traveled in interstate and foreign commerce.

3 All in violation of Title 18, United States Code, Sections 1029(a)(3) and 2.
4

5 **COUNT 2**
6 **(Access Device Fraud)**

7 On or about April 27, 2017, in King County, within the Western District of
8 Washington, defendant RIBEIRO TRELHA GUSTAVO knowingly and with
9 intent to defraud, possessed, produced, trafficked in, and had custody and control
10 of device-making equipment, specifically, a card-encoding device (also known as
11 a “reader/writer”) and two credit card “skimmers,” which conduct affected
12 interstate and foreign commerce because, among other things, the devices were
13 used in connection with access devices related to accounts maintained by financial
14 institutions located outside Washington State.

15 All in violation of Title 18, United States Code, Sections 1029(a)(4) and 2.
16

17 **ALLEGATIONS OF FORFEITURE**

18 The allegations contained in Counts One and Two of this Indictment are realleged
19 and incorporated herein by reference for the purpose of forfeiture pursuant to Title 18,
20 United States Code, Section 1029(c)(1)(C).

21 Upon conviction of either Count One or Two of this Indictment, RIBEIRO
22 TRELHA GUSTAVO shall forfeit to the United States, any property, real or personal,
23 which constitutes or is derived from proceeds traceable to violations of Title 18, United
24 States Code, Sections 1029(a)(3) and (a)(4) or property used or intended to be used to
25 commit and to facilitate violations of Title 18, United States Code, Sections 1029(a)(3)
26 and (a)(4), including but not limited to the following:

- 27 a. A sum of money representing the proceeds obtained as a result of the charged
28 offenses.

- b. Lenovo Laptop Computer, Serial #YD01VU2Y
- c. My Passport Hard Drive, Serial #WX21A17E0L4K;
- d. My Passport Ultra Hard Drive, no serial number
- e. My Passport Hard Drive, Serial #WXE1A17JN0XZ
- f. Three (3) SanDisk SD memory cards, no serial numbers
- g. Apple iPhone 7, no serial number

Substitute Assets. If any of the above-described forfeitable property, as a result of any act or omission of the Defendant

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or disposed with, a third party;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;

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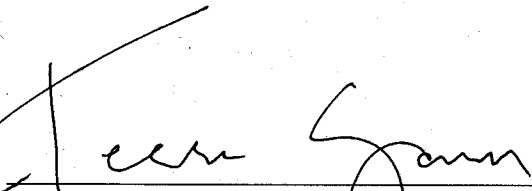
1 the United States of America shall be entitled to forfeiture of substitute property pursuant
2 to Title 21, United States Code, Section 853(p).


3
4 A TRUE BILL:

5
6 DATED: 8/3/2017
7

8 Signature of Foreperson redacted pursuant
9 to the policy of the Judicial Conference of the
10 United States.

11 FOREPERSON

12
13 
14 ANNETTE L. HAYES
15 United States Attorney

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17 JAMES D. OESTERLE
18 Assistant United States Attorney

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20 BENJAMIN T. DIGGS
21 Special Assistant United States Attorney
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